

GOVERNMENT OF TELANGANA
ABSTRACT

Public Servants – PR&RD Dept. – Allegations on irregularities in construction Krishna Pushkar Ghats Road works at Chaya Someshwaram Ghat, Pangal and Dharvesh puram Ghat of Nalgonda District – Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) Panchayat Raj SD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda - Disciplinary proceedings under Rule 20 of Telangana Civil Services (Classification, Control & Appeal) Rules, 1991 – Article of charges – Issued.

PANCHAYAT RAJ & RURAL DEVELOPMENT (VIG.I) DEPARTMENT

G.O.Rt.No. 389

Dated: 16-07-2019

ORDER:

It is proposed to hold an enquiry against Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, in accordance with the procedure laid down in Rule 20 of the Telangana Civil Services (Classification, Control & Appeal) Rules, 1991.

2. The substance of the imputations of misconduct or misbehavior in respect of which the enquiry is proposed to be held is set out in the enclosed statement of article of charges (Annexure-I). A list of documents by which and a list of witnesses by whom, the article of charges are proposed to be sustained are also enclosed (Annexure-II&III).

3. Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, is directed to submit within ten (10) days of the receipt of this order, a written statement of his defence.

4. Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, is informed that an enquiry will be held only in respect of article of those charges as are not admitted. He should, therefore, specifically admit or deny each article of charge.

5. Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, is further informed that if he does not submit his written statement of defence on or before the Period specified in Para 3 above or otherwise fails or refuses to comply with the provisions of Rule 20 of Telangana Civil Services (Classification, Control & Appeal) Rules, 1991 or the orders / directions issued in pursuance of the said rules, the Inquiring Authority may hold the inquiry against him ex-parte.

6. Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, is invited to Rule 24 of the Telangana Civil Services (Conduct) Rules, 1964, under which no Government Servant shall bring or attempt to bring any political or outside influence to bear upon any superior authority to further his interest in respect of matters pertaining to his service under the Government. If any representation is received on his behalf from another person in respect of any matter dealt within these proceedings, it will be presumed that Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda, is aware of such a representation and that it has been made at his instance and action will be taken against him for violation of Rule-24 of the Telangana Civil Services (Conduct) Rules, 1964.

7. The receipt of this G.O. shall be acknowledged.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF TELANGANA)

VIKAS RAJ
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

To
Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD,
Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda
through the Engineer-in-Chief, Panchayat Raj, Hyderabad.

(P.T.O.)

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The Engineer-in-Chief, Panchayat Raj, Hyderabad.

(in duplicate with a request to serve and return the dated acknowledgement copy)

Copy to:

The Secretary to VC, TVC, Hyderabad.

The Director General, General Administration (V&E) Department,
BRKR Building, Hyderabad.

(w.r.t. Vigilance Report.No.54(C.No.333/V&E/E.III/2016), Dt:13.7.2018.)

SF/SC

//FORWARDED ::BY ORDER//

SECTION OFFICER

ANNEXURE –I

(Annexure to G.O.Rt.No.389 , PR&RD (Vig.I) Dept., dt. 16.07.2019)

STATEMENT SHOWING THE DRAFT ARTICLE OF CHARGES FRAMED AGAINST SRI P. NAGAI AH, FORMERLY DEPUTY EXECUTIVE ENGINEER (FAC) PRSD, NALGONDA NOW ASSISTANT ENGINEER (SPL) PRSD NALGONDA

CHARGE:-

That Sri P.Nagaiah ,formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda has check measured, executed and submitted the bill for payment to the inferior quality of road works in which the strengths have not attained in M-30 grade concrete specifications.

BASIS:

The V&E Department made the following observations in their Vigilance Report No.54 (C. No. 333/V&E/E III/2016), dt:13.07.2018 in respect of road work of "Construction of roads to Pushkarghat at Renuka Yellamma Temple ,Dharveshpuram taken up by Panchayat Raj Department".

The Government have accorded administrative sanction to the works to be taken up through Panchayat raj department in Mahabubnagar and Nalgonda to construct connectivity roads to pushkar ghats vide G.O.Rt.No.208 dt 12-03-2016 for Rs.13430 lakhs.28 ghats are proposed for construction in Nalgonda District at different locations.Accordingly the construction of ghat is proposed at Renuka yellamma temple,Dharveshpuram,for Rs.63.00 lakhs.The technical sanction was accorded for 63 lakhs based on the common SSR 2014-15 by the Engineer-In-Chief, PR and Admn., Hyderabad vide Memo.No.S1/DEE2/CRR/Kanagal/Approach raod/Nlg/2016 dt 30-03-2016.

Details of the technical sanction of the road (Renuka Yellamma Temple,Dharveshpuram) are as follows:

I.Work Portion:

- | | |
|--------------------------------|-------------|
| a) Construction of Road : | 4939940- 00 |
| b) Construction of side drain: | 773068- 00 |

Sub total in Rs.	5713008-00
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II.Taxes:

- | | |
|---|----------|
| a) ProvisionVAT@ 5% | : 285650 |
| b) Provision for Seinorage charges | : 137664 |
| c) Provision towards NAC @0.1% | : 5713 |
| d) Provision towards 0.50% QC charges : | 28565 |
| e) LS Provisions for change in rates | : 129400 |
| price adjustment | |

Total Amount of Estimate	in Rs. 6300000-00
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The main provisions in the estimate are (A) formation is done with borrow soils (B) Construction of roads with M-10 grade and M-30 grade mix using 40 mm and 20 mm metal.(C) Construction of side drain with M-15 grade concrete.The work was taken up under non EPC System through E-Procurement by tender notice no.SE PR Nlg/108/15-16 dt 12-03-2016.

The work is completed and all the measurements are recorded, the final bill is prepared and submitted.On verification of M.Book No.A/124/2011-12 page No.8-10 dt 02-08-2016,the LS 2nd and final bill is submitted for payment to 5287281-00 as against the contract value of Rs.47,81,787.70.

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As per instructions of the Superintending Engineer, he has stick onto M-20 grade mix instead of M-30 grade mix for concrete pavement, if it fails in strength after core cutting test allow with provisional rate to contractor equal to M-20 mix, instead of agreement rate for M-30 mix. Thus, he is very well known that, the work is not carried out as per the specifications. Reasons whatever may be, the work has to be carried out as per agreement conditions. He has agreed with the version of the Executive Engineer given to the V&E Officials. The version is that, **"he will allow"** M-20 mix CC pavement only based on test result and not the agreement rate of M-30 mix and also stated that only part bill with provisional rate (Approx M-20 rate) was paid to the contractor and final bill not paid to contractor and **"will be paid"** after approval of completion report and there will not be any financial loss or burden to Government as the rate recommended for CC M-20 grade mix is lesser than the agreement rate (For CC M-30 grade mix).

The version of the officer is not correct. Had the works not inspected by the V&E officials, there would have been huge financial loss to the Government. The version of officer that, **"he will allow M-20 mix and there will not be any loss to Government is objectionable."** He should have been act as per agreement conditions which was not done by him. He even though knowing all the facts, he has super checked the work for his personal gain which is not correct.

Therefore, Sri P. Nagaiah, formerly Deputy Executive Engineer (FAC) PRSD, Nalgonda now Assistant Engineer (Spl) PRSD Nalgonda has failed to discharge his legitimate duties properly. Thus his action is in violation of Rule (3) T.S.C.S. (Conduct) Rules, 1964.

Hence, the Charge.

VIKAS RAJ
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

SECTION OFFICER

ANNEXURE –II

(Annexure to G.O.Rt.No.389, PR&RD (Vig.I) Dept., dt.16.07.2019)

**LIST OF THE DOCUMENTS BY WHICH THE DRAFT ARTICLE OF CHARGES
FRAMED AGAINST SRI P. NAGAI AH, FORMERLY DEPUTY EXECUTIVE ENGINEER
(FAC) PRSD, NALGONDA NOW ASSISTANT ENGINEER (SPL) PRSD NALGONDA
ARE PROPOSED TO BE SUSTAINED.**

Vigilance Report.No.54(C.No.333/V&E/E.III/2016) of G.A.(V&E) Department
Dt:13.7.2018

VIKAS RAJ
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

SECTION OFFICER

ANNEXURE – III

(Annexure to G.O.Rt.No.389 , PR&RD (Vig.I) Dept., dt.16.07.2019)

**LIST OF WITNESSES BY WHOM THE DRAFT ARTICLE OF CHARGES FRAMED
SRI P. NAGAI AH, FORMERLY DEPUTY EXECUTIVE ENGINEER (FAC) PRSD,
NALGONDA NOW ASSISTANT ENGINEER (SPL) PRSD NALGONDA ARE
PROPOSED TO BE SUSTAINED.**

-NIL-

VIKAS RAJ
PRINCIPAL SECRETARY TO GOVERNMENT (PR&RD)

SECTION OFFICER